

10-28-11

DAC/HFW

Practitioner's Docket No. MAKO-12 CONT

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Mako, Frederick M.; Bruce, Robert L.

Application No.: 10/773,516

Group No.: 1791

Filed: 02/05/2004

Examiner: Michael N. Orlando

For: CERAMIC JOINING

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

10/28/2011 HBLANC01 00000067 10773516

01 FC:2453

930.00 OP

PETITION FOR REVIVAL OF AN APPLICATION
FOR PATENT ABANDONED UNINTENTIONALLY UNDER
37 C.F.R. § 1.137(b)

1. This application became abandoned on May 20, 2011.
2. This application became abandoned because the failure to prosecute was an unintentional delay. The entire delay in filing the required reply from the due date until the filing of this petition was unintentional (37 C.F.R. § 1.137(b)(3)).
3. Response or action required is attached.

In connection with the required reply which is required by this petition, please note that the response is by the filing of a request for continued examination in compliance with § 1.114.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is **mandatory**;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

☒ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

☐ with sufficient postage as first class mail.

37 C.F.R. § 1.10*

☒ as "Express Mail Post Office to Addressee"

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TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (703) _____

Tracey L. Klaas
Signature

Date: 10/26/11

Tracey L. Klaas

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

4. Fee (37 C.F.R. § 1.17(m))

Application status is small business entity—fee \$930.00. A statement was filed.

5. Payment of fee

Attached is a check in the amount of \$930.00.

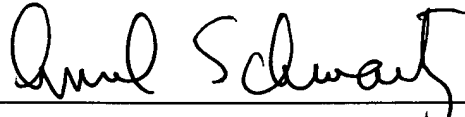
A duplicate copy of this petition is attached.

6. Showing:

Because this petition is more than 3 months after the date the Office first notified the applicant that the application is abandoned, applicant additionally submits a showing as to how the delay between the date the applicant was first notified that the application was abandoned and the filing of this petition under 37 C.F.R. § 1.134(b) was unintentional. 62 Fed. Reg. 53,131, 53,159 (Oct. 10, 1997).

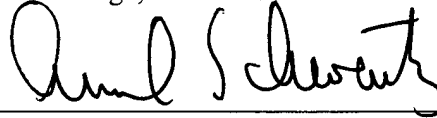
Date:

10/26/11



**Signature of person making statement that
abandonment was due to unintentional delay**

Ansel M. Schwartz
201 N. Craig Street, Suite 304
Pittsburgh, PA 15213



Ansel M. Schwartz
Registration No. 30,587
Attorney at Law
201 N. Craig Street
Suite 304
Pittsburgh, PA 15213
412-621-9222

Showing as to How Delay Between Date Applicant Was First Notified That the Application Was Abandoned and the Filing of this Petition Under 37 C.F.R. §1.134(b) Was Unintentional

Applicant Frederick Mako was away from his office and out of the country and was unable to prepare a response to the last Office Action within three months after the date of the Notice of Abandonment.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Signature

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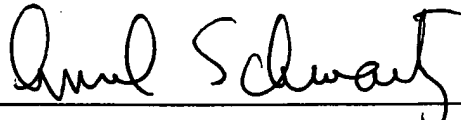
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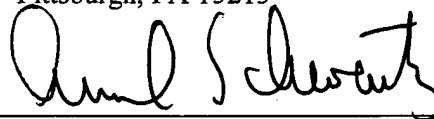
Date:

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Signature of person making statement that
abandonment was due to unintentional delay

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